

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
CARMEN SANTIAGO, as Proposed  
Administratrix of the Estate of ROBERTO  
SANTIAGO LEON, Deceased,

Plaintiff,

-against-

UNITED ODD FELLOW AND REBEKAH  
HOME d/b/a REBEKAH REHAB AND  
EXTENDED CARE CENTER,  
Defendant.

ANALISA TORRES, District Judge:

On December 7, 2022, the Court stayed this matter pending the Second Circuit's decisions in *Leroy v. Hume* (Nos. 21-2158, 2159), and *Rivera-Zayas v. Our Lady of Consolation Geriatric Care Center* (No. 21-2164). ECF No. 7. On May 15, 2023, Defendant advised the Court that the Second Circuit had issued decisions in *Solomon v. St. Joseph's Hospital* (No. 21-2729), *Leroy*, and *Rivera-Zayas*. ECF No. 12. Defendant also advised the Court that Plaintiff's counsel had not responded to Defendant's communications. *Id.* On May 16, 2023, the Court ordered the parties to file a joint letter advising the Court on the status of litigation and the parties' positions on the stay. ECF No. 13. That submission is now overdue.

Accordingly, by **June 14, 2023**, the parties shall file a joint letter advising the Court on the status of litigation and the parties' positions on the stay. Plaintiff is advised that failure to respond may result in dismissal for failure to prosecute or failure to comply with the Court's orders. Fed. R. Civ. P. 41(b).

SO ORDERED.

Dated: May 31, 2023  
New York, New York

USDC SDNY  
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22 Civ. 10151 (AT)

**ORDER**



ANALISA TORRES  
United States District Judge